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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/750,047	12/31/2003	Randy Dale Curry	42173-017	2279
75474 7590 09/04/2009 KANG INTELLECTUAL PROPERTY LAW, LLC 214 ELM STREET, SUITE 106 WASHINGTON, MO 63090				
EXAMINER CONLEY, SEAN EVERETT				
ART UNIT 1797		PAPER NUMBER		
MAIL DATE 09/04/2009		DELIVERY MODE PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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*Ex parte:* RANDY DALE CURRY & JEFFRY GOLDEN

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Application No. 10/750,047  
Technology Center 1700

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Mailed: September 4, 2009

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Before DEBORAH L. PERRY, *Supervisory Paralegal Specialist, Review Team.*

**ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER**

This application was electronically received by the Board of Patent Appeals and Interferences on August 10, 2009. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter requiring attention prior to docketing.

**REQUEST FOR CONTINUED EXAMINATION**

Appellant(s) filed a Request for Continued Examination dated April 9, 2008. There is no indication on the record that the Examiner has considered the above Request for Continued Examination.

CONCLUSION

Accordingly,  
it is ORDERED that the application is returned to the Examiner:

- 1) consider the Request for Continued Examination filed April 9, 2008 as required;
- 2) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

DLP/jsd

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